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6 *Communications, Inc. and Cox Enterprises,*
7 *Inc.*

8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 ANDRE WILSON, an individual

11 Plaintiff,

12 v.

13 WEB EXPRESS LLC, and Arizona PERFECT
PRIVACY, LLC, a Connecticut Limited
14 Liability Company; COX
COMMUNICATIONS, INC., a Delaware
15 Corporation; COX COMMUNICATIONS,
INC., a Georgia Corporation; COX
16 ENTERPRISES, INC., a Delaware
Corporation; DOE Individuals I-II; ROE
17 Entities I-II; DOE Individuals III-X; and ROE
Entities III-X,

18 Defendants.
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Case No. 2:15-cv-02198-GMN-CWH

**STIPULATION AND ORDER
EXTENDING TIME FOR THE COX
DEFENDANTS TO RESPOND TO THE
AMENDED COMPLAINT**

20 Plaintiff ANDRE WILSON (“Wilson” or “Plaintiff”) and Defendants COX
21 COMMUNICATIONS, INC., a Delaware Corporation; COX COMMUNICATIONS, INC., a
22 Georgia Corporation; COX ENTERPRISES, INC., a Delaware Corporation (collectively the “Cox
23 Defendants” and, together with Wilson, the “Parties”), through their respective counsel, hereby
24 stipulate and agree as follows:

25 1. Wilson’s Complaint was filed in the Nevada District Court for Clark County on
26 September 11, 2015 and served upon the Cox Defendants, along with a summons, on September 22,
27 2015;

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1 2. The Cox Defendants' response to the Complaint was originally due October 12,
2 2015;

3 3. The Parties agreed to extend the deadline for Cox's response by 14 days, to October
4 26, 2015;

5 4. On October 19, 2015, Wilson electronically filed and served his First Amended
6 Complaint;

7 5. Pursuant to NRCP 15(a) and 6, the date for the Cox Defendants to file their answer
8 or otherwise respond to the First Amended Complaint was extended to November 5, 2015;

9 6. On November 4, 2015, the Parties filed a stipulation with the Clark County District
10 Court extending the deadline for the Cox Defendants "until 20 days after the Court enters an order
11 granting a preliminary or permanent injunction transferring control of the Website from Web
12 Express LLC, Chuck Rodrick, or any other unnamed defendant, as requested in Count V of
13 Plaintiff's First Amended Complaint or ordering the aforesaid defendants to cease publishing the
14 website. If the Court declines to enter [an order granting a preliminary or permanent injunction],
15 Plaintiff agrees to file a voluntary dismissal dismissing the Cox Defendants from the case within 10
16 days of the entry of any order or judgment denying the relief sought in Count V of the First
17 Amended Complaint." A copy of the Stipulation Extending Time for the Cox Defendants to
18 Respond to the Amended Complaint is attached to the Notice of Removal as Exhibit J. [Doc. 1-11];

19 7. On November 20, 2015, Defendants Web Express LLC and Charles Rodrick filed a
20 Notice of Removal, removing the case to this Court;

21 8. Because Fed.R.Civ.P. 6(b) requires the Court to approve an extension of time for the
22 Cox Defendants to file an answer (whereas the applicable state court rules require no such approval)
23 and the Cox Defendants did not consent to the removal of this case and are further characterized by
24 Defendants Web Express LLC and Charles Rodrick and "nominal defendants" in the Notice of
25 Removal [Doc. 1], Wilson and the Cox Defendants hereby request that the Court approve the
26 agreement the Parties reached prior to removal, as set forth below:

- 27 a. This is the Parties' first stipulation for an enlargement of time to respond to
28 the First Amended Complaint in this Court;

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